

MINUTES

IMPERIAL BEACH CITY COUNCIL REDEVELOPMENT AGENCY PLANNING COMMISSION PUBLIC FINANCING AUTHORITY

SEPTEMBER 1, 2010

**Council Chambers
825 Imperial Beach Boulevard
Imperial Beach, CA 91932**

***CLOSED SESSION MEETING – 5:30 P.M.
REGULAR MEETING – 6:00 P.M.***

CALL TO ORDER

MAYOR JANNEY called the Closed Session Meeting to order at 5:30 p.m.

ROLL CALL

Councilmembers present:	Bragg, Rose
Councilmembers absent:	McCoy
Mayor present:	Janney
Mayor Pro Tem present:	King

Staff present: City Manager Brown; City Attorney Lyon; City Clerk Hald

CLOSED SESSION

MOTION BY BRAGG, SECOND BY KING, TO ADJOURN TO CLOSED SESSION UNDER:

CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Government Code Section 54956.8:

Property: Unimproved site of 1.15 acres with a paved Class I bike path,
Imperial Beach, CA 91932, APN 616-021-10

Agency Negotiator: City Manager and City Attorney

Negotiating Parties: San Diego County Regional Airport Authority

Under Negotiation: Instruction to Negotiators will concern price and terms of payment

MOTION CARRIED BY THE FOLLOWING VOTE:

AYES:	COUNCILMEMBERS:	BRAGG, ROSE, KING, JANNEY
NOES:	COUNCILMEMBERS:	NONE
ABSENT:	COUNCILMEMBERS:	MCCOY

MAYOR JANNEY adjourned the meeting to Closed Session at 5:31 p.m. and he reconvened the meeting to Open Session at 6:00 p.m. Reporting out of Closed Session, CITY ATTORNEY LYON announced direction was given to agency negotiators and had no reportable action.

REGULAR MEETING CALL TO ORDER

MAYOR JANNEY called the Regular Meeting to order at 6:00 p.m.

ROLL CALL

Councilmembers present:	Bragg, Rose
Councilmembers absent:	McCoy
Mayor present:	Janney
Mayor Pro Tem present:	King

Staff present: City Manager Brown; City Attorney Lyon; City Clerk Hald

PLEDGE OF ALLEGIANCE

MAYOR JANNEY led everyone in the Pledge of Allegiance.

AGENDA CHANGES

None.

MAYOR/COUNCIL REIMBURSEMENT DISCLOSURE/COMMUNITY ANNOUNCEMENTS/REPORTS ON ASSIGNMENTS AND COMMITTEES

MAYOR PRO TEM KING reported on his attendance at a town hall meeting at San Diego State University which was sponsored by Move San Diego; he noted a particular concern raised was funding for transportation infrastructure improvements.

COMMUNICATIONS FROM CITY STAFF

None.

PUBLIC COMMENT

JUNE ENGEL, Branch Manager of the IB Library, announced library staff selected the Imperial Beach Lifeguards to symbolize the City of Imperial Beach on bookmarks that will be available in May for National Beach Safety Month; she announced a poster drawing contest in honor of National Fire Prevention Month will be in collaboration with the Imperial Beach Fire Dept.; and she spoke about the Halloween Costume contest scheduled for October 27.

IRENE CALAHAN spoke in opposition to a Starbucks in Imperial Beach and spoke in support for keeping Sav-U-Foods in Imperial Beach.

PRESENTATIONS (1.1)

1.1 PRESENTATION REGARDING THE IMPENDING PROJECTS WITHIN SOUTH BAY NATIONAL WILDLIFE REFUGE. (0150-40)

CITY MANAGER BROWN introduced the item.

PUBLIC WORKS DIRECTOR LEVIEN gave a report on the item and noted the project will start in September with completion in March.

ANDREW R. YUEN, Project Leader for the San Diego National Wildlife Refuge, discussed the portions of the South San Diego Bay Coastal Wetland Restoration and Enhancement Project that are specific to the San Diego Bay National Wildlife Refuge, which is approximately 300 acres; he also spoke about the construction schedule and public outreach.

EILEEN MAHER, Assistant Environmental Director for Port of San Diego, discussed the portions of the project that are within the Port district.

DAVID CANNON, Engineer for Everest International Consultants Inc., reported on the title and flood analysis.

MAYOR JANNEY expressed appreciation for the information presented and informing the public of the project.

City Council discussion ensued regarding public outreach, including posting permanent signage on information regarding the project while the project is underway and to post the information on the City's website as well as send out the information electronically.

CONSENT CALENDAR (2.1 - 2.4)

Consensus of City Council to pull item No. 2.4 from the agenda for discussion at a future meeting.

MOTION BY BRAGG, SECOND BY ROSE, TO APPROVE CONSENT CALENDAR ITEM NOS. 2.1 THRU 2.3. MOTION CARRIED BY THE FOLLOWING VOTE:

AYES:	COUNCILMEMBERS:	BRAGG, ROSE, KING, JANNEY
NOES:	COUNCILMEMBERS:	NONE
ABSENT:	COUNCILMEMBERS:	MCCOY

2.1 MINUTES.

Approved the minutes of the Regular City Council Meetings of June 15 and July 7, 2010.

2.2 RATIFICATION OF WARRANT REGISTER. (0300-25)

Ratified the following registers: Accounts Payable Numbers 71470 through 71582 with the subtotal amount of \$1,275,570.50 and Payroll Checks 43014 through 43037 for the pay period ending 08/12/10 with the subtotal amount of \$181,992.94, for a total amount of \$1,457,563.44.

2.3 RESOLUTION NO. FA-10-02 – SETTING REGULAR MEETING SCHEDULE FOR IMPERIAL BEACH PUBLIC FINANCING AUTHORITY. (0417-95)

Adopted resolution.

2.4 RESOLUTION 2010-6934 – AUTHORIZING THE ACCEPTANCE OF CALTRANS RELINQUISHMENT OF PROPERTY TO FACILITATE THE REALIGNMENT OF THE PALM AVENUE/STATE ROUTE (SR) 75 INTERSECTION ADJACENT TO THE PROPOSED 9TH AND PALM REDEVELOPMENT PROJECT. (0150-30 & 0640-20)

Item pulled.

ORDINANCES – INTRODUCTION/FIRST READING (3.1 - 3.2)

3.1 ORDINANCE NO. 2010-1110 – ADDING PROVISIONS TO THE CITY OF IMPERIAL BEACH MUNICIPAL CODE, ADDING CHAPTER 9.80 OF THE IMPERIAL BEACH MUNICIPAL CODE, PERTAINING TO ADULT ENTERTAINMENT ESTABLISHMENTS. (0280-95)

The following were submitted as Last Minute Agenda Information:

- Memorandum from Community Development Director Wade and Code Compliance Officer Garcias regarding change to staff report and ordinance.
- Memorandum from Community Development Director Wade and Code Compliance Officer Garcias regarding added language to Ordinance.

CITY MANAGER BROWN reported on the item.

ROBERT DEPIANO, attorney for the owner of Palm Avenue Books, Inc., was in attendance to respond to questions.

MAYOR JANNEY called for introduction of Ordinance No. 2010-1110.

CITY CLERK HALD read the title of Ordinance No. 2010-1110, "An Ordinance of the City Council of the City of Imperial Beach, California, ADDING CHAPTER 9.80 TO THE IMPERIAL BEACH MUNICIPAL CODE PERTAINING TO ADULT ENTERTAINMENT ESTABLISHMENTS."

MOTION BY KING, SECOND BY ROSE, TO DISPENSE WITH FIRST READING AND INTRODUCTION OF ORDINANCE NO. 2010-1110 BY TITLE ONLY AND WAIVE FURTHER READING, SET THE MATTER FOR ADOPTION AT THE NEXT REGULARLY SCHEDULED CITY COUNCIL MEETING, AND AUTHORIZE THE PUBLICATION IN A NEWSPAPER OF GENERAL CIRCULATION. MOTION CARRIED BY THE FOLLOWING VOTE:

AYES:	COUNCILMEMBERS:	BRAGG, ROSE, KING, JANNEY
NOES:	COUNCILMEMBERS:	NONE
ABSENT:	COUNCILMEMBERS:	MCCOY

3.2 ORDINANCE NO. 2010-1109 – AMENDING THE PROVISIONS OF THE CITY OF IMPERIAL BEACH MUNICIPAL CODE, AMENDING SECTION 1.12.020 OF CHAPTER 1.12 AND SECTIONS 1.22.030, 1.22.060, 1.22.070, 1.22.080, 1.22.100, 1.22.110, 1.22.120, AND 1.22.160 OF CHAPTER 1.22 OF THE IMPERIAL BEACH MUNICIPAL CODE REGARDING CIVIL PENALTIES, ADMINISTRATIVE CITATIONS, AND FINES. (0470-95)

CITY MANAGER BROWN reported on the item.

MAYOR JANNEY called for introduction of Ordinance No. 2010-1109.

CITY CLERK HALD read the title of Ordinance No. 2010-1109, "An Ordinance of the City Council of the City of Imperial Beach, California, AMENDING SECTION 1.12.020 OF CHAPTER 1.12 AND SECTIONS 1.22.030, 1.22.060, 1.22.070, 1.22.080, 1.22.100, 1.22.110, 1.22.120, AND 1.22.160 OF CHAPTER 1.22 OF THE IMPERIAL BEACH MUNICIPAL CODE REGARDING CIVIL PENALTIES, ADMINISTRATIVE CITATIONS, AND FINES."

MOTION BY KING, SECOND BY BRAGG, TO DISPENSE WITH FIRST READING AND INTRODUCTION OF ORDINANCE NO. 2010-1109 BY TITLE ONLY AND WAIVE FURTHER READING, SET THE MATTER FOR ADOPTION AT THE NEXT REGULARLY SCHEDULED CITY COUNCIL MEETING, AND AUTHORIZE THE PUBLICATION IN A NEWSPAPER OF GENERAL CIRCULATION. MOTION CARRIED BY THE FOLLOWING VOTE:

AYES:	COUNCILMEMBERS:	BRAGG, ROSE, KING, JANNEY
NOES:	COUNCILMEMBERS:	NONE
ABSENT:	COUNCILMEMBERS:	MCCOY

ORDINANCES – SECOND READING & ADOPTION (4)

None.

PUBLIC HEARINGS (5.1 - 5.2)

5.1 AT&T MOBILITY (APPLICANT)/EMMANUEL DANIEL (OWNER); CONDITIONAL USE PERMIT (CUP 080046), DESIGN REVIEW CASE (DRC 080047), AND SITE PLAN REVIEW (SPR 080048) TO INSTALL A TELECOMMUNICATION FACILITY IN THE FORM OF A CLOCK TOWER ATTACHED TO AN EXISTING COMMERCIAL BUILDING LOCATED AT 1497 13th STREET (APN 633-223-47-00) IN THE C-3 (NEIGHBORHOOD COMMERCIAL) ZONE. MF 992. (0600-20 & 0800-50)

MAYOR JANNEY declared the public hearing open.

CITY MANAGER BROWN introduced the item.

ASSOCIATE PLANNER FOLTZ gave a PowerPoint presentation on the item and noted the following corrections to the Resolution No. 2010-6928, Conditions of Approval No. 23:

- Change the CUP No. to 080046; and
- Change the CUP expiration date to September 1, 2020.

City Council spoke positively about the quality of the design.

MAYOR JANNEY closed the public hearing.

MOTION BY BRAGG, SECOND BY ROSE, TO ADOPT RESOLUTION NO. 2010-6928, APPROVING CONDITIONAL USE PERMIT (CUP 080046), DESIGN REVIEW CASE (DRC 080047), AND SITE PLAN REVIEW (SPR 080048), WHICH MAKES THE NECESSARY FINDINGS AND PROVIDES CONDITIONS OF APPROVAL IN COMPLIANCE WITH LOCAL AND STATE REQUIREMENTS WITH AMENDMENTS. MOTION CARRIED BY THE FOLLOWING VOTE:

AYES:	COUNCILMEMBERS:	BRAGG, ROSE, KING, JANNEY
NOES:	COUNCILMEMBERS:	NONE
ABSENT:	COUNCILMEMBERS:	MCCOY

5.2 RESOLUTION NO. R-10-227 – RESOLUTION OF NECESSITY OF THE IMPERIAL BEACH REDEVELOPMENT AGENCY PERTAINING TO THE ACQUISITION OF CERTAIN PROPERTY OR INTEREST IN PROPERTY, LEASEHOLD INTEREST IN PROPERTY, IF ANY, AND LOSS OF GOODWILL PURSUANT TO SECTION 1263.510 OF THE CODE OF CIVIL PROCEDURE, IF ANY FOR USE BY THE AGENCY IN THE DEVELOPMENT OF 9TH & PALM REDEVELOPMENT PROJECT IN COMPLIANCE WITH THE REQUIREMENTS OF SECTION 1245.230 OF THE CODE OF CIVIL PROCEDURE OF THE STATE OF CALIFORNIA. (0640-20)

MAYOR JANNEY declared the public hearing open.

CITY MANAGER BROWN introduced the item and announced correspondence from Charlie Campbell was submitted as Last Minute Agenda Information.

CHARLIE CAMPBELL, Esq. of Point Loma Law, representing Shawki Bachoua dba Southbay Drugs, expressed concern about Mr. Bachoua losing the right to compensation for loss of good will and losing the right to compensation for the value of his leasehold interest; he suggested the Agency take the unpaid rent, dismiss the appeal of the unlawful detainer, and accept Mr. Bachoua's apology for not paying rent.

CITY ATTORNEY SJOBLUM stated the two actions referred to by Mr. Campbell (the unlawful detainer which is currently under appeal and the decision to condemn the leasehold interest) are independent of each other, any specifics on how the two actions relate should be discussed in Closed Session; he further stated that the unlawful detainer action and appeal occurred because Mr. Bachoua breached the lease for failure to pay rent, the lease is breached and is no longer valid, and compensation is no longer required.

COUNCILMEMBER ROSE reiterated a correlation between the two issues should be discussed in Closed Session and questioned how to proceed.

CITY ATTORNEY SJOBLUM responded the issue before City Council is the Resolution of Necessity, a matter of whether the Agency wants to proceed with the action to condemn the leasehold; the issue of what will happen if the appeal is successful is a matter of compensation

and happens later in the process of the eminent domain action; he reiterated that the two matters raised are two separate issues and have no bearing on the other.

MAYOR PRO TEM KING expressed concern about the comment made by the claimant's attorney that a misunderstanding led the owner to not make payments and questioned denial of compensation.

MOTION BY JANNEY, SECOND ROSE, TO ADJOURN TO CLOSED SESSION. MOTION CARRIED BY THE FOLLOWING VOTE:

AYES:	COUNCILMEMBERS:	BRAGG, ROSE, KING, JANNEY
NOES:	COUNCILMEMBERS:	NONE
ABSENT:	COUNCILMEMBERS:	MCCOY

CITY COUNCIL adjourned to Closed Session at 7:10 p.m. and reconvened the meeting to Open Session at 7:22 p.m.

CITY ATTORNEY LYON reported out of Closed Session, pursuant to Government Code Section 54956.9(c), no reportable action was taken.

MAYOR JANNEY stated the item before City Council is the adoption of Resolution No. R-10-227 and issues outside the resolution do not pertain to the item.

MOTION BY ROSE, SECOND BY BRAGG, TO ADOPT RESOLUTION NO. R-10-227 – RESOLUTION OF NECESSITY OF THE IMPERIAL BEACH REDEVELOPMENT AGENCY PERTAINING TO THE ACQUISITION OF CERTAIN PROPERTY OR INTEREST IN PROPERTY, LEASEHOLD INTEREST IN PROPERTY, IF ANY, AND LOSS OF GOODWILL PURSUANT TO SECTION 1263.510 OF THE CODE OF CIVIL PROCEDURE, IF ANY FOR USE BY THE AGENCY IN THE DEVELOPMENT OF 9TH & PALM REDEVELOPMENT PROJECT IN COMPLIANCE WITH THE REQUIREMENTS OF SECTION 1245.230 OF THE CODE OF CIVIL PROCEDURE OF THE STATE OF CALIFORNIA. MOTION CARRIED BY THE FOLLOWING VOTE:

AYES:	COUNCILMEMBERS:	BRAGG, ROSE, KING, JANNEY
NOES:	COUNCILMEMBERS:	NONE
ABSENT:	COUNCILMEMBERS:	MCCOY

MAYOR JANNEY closed the public hearing.

MAYOR JANNEY called a recess at 7:25 p.m. and reconvened the meeting to Open Session at 7:32 p.m.

MOTION BY JANNEY, SECOND BY ROSE, TO RECONSIDER ITEM NO. 5.2 AND TO CONTINUE THE PUBLIC HEARING TO THE NEXT CITY COUNCIL MEETING (SEPTEMBER 22, 2010) AT 6:00 P.M.

Discussion ensued.

CITY MANAGER BROWN stated due to legal reasons Item No. 5.2 should be reconsidered at the next City Council meeting.

In response to questions of City Council, CITY ATTORNEY LYON stated there will be a Closed Session related to this item at the September 22 meeting and that there is sufficient amount of time to re-notice the property owner about the public hearing.

VOTES WERE NOW CAST ON ORIGINAL MOTION BY JANNEY, SECOND BY ROSE, TO RECONSIDER ITEM NO. 5.2 AND TO CONTINUE THE PUBLIC HEARING TO THE NEXT CITY COUNCIL MEETING (SEPTEMBER 22, 2010) AT 6:00 P.M. MOTION CARRIED BY THE FOLLOWING VOTE:

AYES:	COUNCILMEMBERS:	BRAGG, ROSE, KING, JANNEY
NOES:	COUNCILMEMBERS:	NONE
ABSENT:	COUNCILMEMBERS:	MCCOY

REPORTS (6.1 - 6.9)

<i>Item No. 6.7 discussed at 7:00 p.m. – TIME SPECIFIC</i>

6.7 COMMERCIAL ZONING REVIEW – COMMERCIAL ZONING RECOMMENDATIONS DOCUMENT. (0610-95)

CITY MANAGER BROWN introduced the item; he requested the item be taken at the September 22 meeting as the explanatory document is still under review; staff anticipates availability of the document on Tuesday.

COMMUNITY DEVELOPMENT DIRECTOR WADE stated the e-mail outreach group was informed that the draft document would be distributed to City Council and posted on the City's website on September 7 and the first Community Workshop is tentatively scheduled for September 28.

City Council discussed the need for an ad hoc committee to review the draft document for content during the week of the September 13 and staff would submit changes, if any, to the consultant; they discussed holding an outreach meeting on September 28 with a second meeting on October 7.

MICHAEL CAREY spoke in support of having the current City Council approve the document; he noted concern about limited participation with two community workshops held back to back however, the alternative of extending the review process out longer is not an option.

CITY ATTORNEY LYON stated the issue that the document was not going to be available for City Council to review and approve came about after the agenda was posted and based on City Council's discussion there is an immediate need to take action to form the ad hoc committee to review the document to get the process moving forward.

MOTION BY JANNEY, SECOND BY BRAGG, TO FORM AN AD HOC COMMITTEE OF HIMSELF AND COUNCILMEMBER ROSE TO REVIEW THE DOCUMENT AND GIVE INFORMATION TO CITY MANAGER BROWN ON ANY REVISIONS NECESSARY. MOTION CARRIED BY THE FOLLOWING VOTE:

AYES:	COUNCILMEMBERS:	BRAGG, ROSE, KING, JANNEY
NOES:	COUNCILMEMBERS:	NONE
ABSENT:	COUNCILMEMBERS:	MCCOY

6.1 REDEVELOPMENT BOND FUNDING. (0340-10)

A memorandum and preliminary drawings from City Manager Brown regarding library renovation and expansion were submitted as Last Minute Agenda Information.

CITY MANAGER BROWN introduced the item.

FINANCE DIRECTOR MCGRANE gave a report on the item; he noted the bond issuer needs to know that City Council has a desire to issue bonds and that there are achievable projects to spend the bond money on.

A majority of City Council spoke in support for the projects referenced in the staff report; it was noted that previously some of the projects were ready to commence but were stopped as a result of the State taking away funds; the priority projects will be determined at a later date; and staff will provide the list of projects to the bond people.

6.2 TIMELINE RELATED TO CONSIDERATION/ADOPTION OF MEDICAL MARIJUANA REGULATIONS. (0610-95)

CITY MANAGER BROWN reviewed the proposed timeline.

Consensus of City Council to approve the timeline and direct staff to proceed accordingly.

6.3 LEAGUE CONFERENCE RESOLUTIONS. (0140-10 & 0460-20)

CITY MANAGER BROWN gave a report on the item.

In response to Councilmember Bragg's request for guidance on Resolution No. 3 (AB 32 and SB 375), MAYOR JANNEY stated that SANDAG has been planning for the proposed changes; and it was suggested that Councilmember Bragg vote based on after hearing the arguments.

6.4 ARMY CORPS OF ENGINEERS SAN DIEGO HARBOR MAINTENANCE DREDGING PROJECT AND ADOPTION OF RESOLUTION NO. 2010-6931 – AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF AGREEMENT (MOA) BETWEEN THE ARMY CORPS OF ENGINEERS AND THE CITY OF IMPERIAL BEACH. (0150-40 & 0220-70)

A Memorandum of Agreement, and a second revised Memorandum of Agreement, were submitted as Last Minute Agenda Information.

CITY MANAGER BROWN introduced the item.

COMMUNITY DEVELOPMENT DIRECTOR WADE gave a report on the item; and responded to concerns of City Council regarding the debris management plan and the different methods to accomplish this.

SCOTT JOHN, of the Army Corps of Engineers, responded to questions of Council and noted the specifications for the dredge is left open as the contractors are the experts and know what their capabilities are and the best way to accomplish the job.

MOTION BY ROSE, SECOND BY KING, TO APPROVE AND ADOPT RESOLUTION NO. 2010-6931 AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF AGREEMENT (MOA) BETWEEN THE DEPARTMENT OF THE ARMY AND THE CITY OF IMPERIAL BEACH SUBJECT TO THE CONDITIONS DESCRIBED THEREIN AND AS SUMMARIZED IN RECOMMENDATION NO. 1 IN THE STAFF REPORT. MOTION CARRIED BY THE FOLLOWING VOTE:

AYES:	COUNCILMEMBERS:	BRAGG, ROSE, KING, JANNEY
NOES:	COUNCILMEMBERS:	NONE
ABSENT:	COUNCILMEMBERS:	MCCOY

6.5 RESOLUTION NO. 2010-6932 – AUTHORIZING THE CITY MANAGER TO ENTER INTO A MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE SAN DIEGO UNIFIED PORT DISTRICT AND THE CITY OF IMPERIAL BEACH FOR PARTICIPATION IN THE ARMY CORPS OF ENGINEERS SAN DIEGO HARBOR MAINTENANCE DREDGING PROJECT. (0150-70 & 0220-70)

CITY MANAGER BROWN introduced the item.

MOTION BY BRAGG, SECOND BY KING, TO ADOPT RESOLUTION NO. 2010-6932 – AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF AGREEMENT (MOA) BETWEEN THE DEPARTMENT OF THE ARMY AND THE CITY OF IMPERIAL BEACH TO PARTICIPATE IN THE ARMY CORPS OF ENGINEERS SAN DIEGO HARBOR MAINTENANCE DREDGING PROJECT. MOTION CARRIED BY THE FOLLOWING VOTE:

AYES:	COUNCILMEMBERS:	BRAGG, ROSE, KING, JANNEY
NOES:	COUNCILMEMBERS:	NONE
ABSENT:	COUNCILMEMBERS:	MCCOY

6.6 RESOLUTION NO. 2010-6929 – AWARDING A CONTRACT FOR CERTAIN PUBLIC WORKS CONTRACT – PUBLIC WORKS ROOF REPAIR CIP (P05-10A). (0910-30)

CITY MANAGER BROWN introduced the item.

MOTION BY ROSE, SECOND BY BRAGG , TO ADOPT RESOLUTION NO. 2010-6929 – AWARDING A CONTRACT FOR AWARDING A CONTRACT FOR CERTAIN PUBLIC WORKS CONTRACT - PUBLIC WORKS ROOF REPAIR CIP (P05-10A). MOTION CARRIED BY THE FOLLOWING VOTE:

AYES:	COUNCILMEMBERS:	BRAGG, ROSE, KING, JANNEY
NOES:	COUNCILMEMBERS:	NONE
ABSENT:	COUNCILMEMBERS:	MCCOY

6.8 RESOLUTION NO. R-10-226 – DECLARING INTENTION TO REIMBURSE EXPENDITURES FROM THE PROCEEDS OF CERTAIN OBLIGATIONS AND DIRECTING CERTAIN ACTIONS; AND RESOLUTION NO. R-10-225 – APPOINTING PROFESSIONAL CONSULTANTS IN CONNECTION WITH PROPOSED TAX ALLOCATION BONDS. (0340-10)

CITY MANAGER BROWN introduced the item.

MOTION BY KING, SECOND BY ROSE, TO ADOPT RESOLUTION NO. R-10-226 – DECLARING INTENTION TO REIMBURSE EXPENDITURES FROM THE PROCEEDS OF CERTAIN OBLIGATIONS AND DIRECTING CERTAIN ACTIONS; AND RESOLUTION NO. R-10-225 – APPOINTING PROFESSIONAL CONSULTANTS IN CONNECTION WITH PROPOSED TAX ALLOCATION BONDS. MOTION CARRIED BY THE FOLLOWING VOTE:

AYES:	COUNCILMEMBERS:	BRAGG, ROSE, KING, JANNEY
NOES:	COUNCILMEMBERS:	NONE
ABSENT:	COUNCILMEMBERS:	MCCOY

6.9 WEED ABATEMENT – ABATEMENT COSTS REPORT AND ADOPTION OF RESOLUTION NOS. 2010-6933, 2010-6936 AND 2010-6937 – FINDING AND CONFIRMING ABATEMENT COSTS FOR THE ABATEMENT OF VENUES & RUBBISH, REGARDING THE PROPERTY LOCATED AT 336-338 DAISY AVENUE, 1019 IRIS AVENUE, AND 1174 FLORIDA STREET ARE APPROPRIATE AND ASSESSING COSTS OF ABATEMENT.

CITY MANAGER BROWN introduced the item.

CODE COMPLIANCE OFFICER GARCIAS, along with COMMUNITY DEVELOPMENT DIRECTOR WADE, gave a PowerPoint presentation on the item.

MOTION BY KING, SECOND BY ROSE, TO ADOPT RESOLUTION NOS. 2010-6933, 2010-6936 AND 2010-6937 – FINDING AND CONFIRMING ABATEMENT COSTS FOR THE ABATEMENT OF VENUES & RUBBISH, REGARDING THE PROPERTY LOCATED AT 336-338 DAISY AVENUE, 1019 IRIS AVENUE, AND 1174 FLORIDA STREET ARE APPROPRIATE AND ASSESSING COSTS OF ABATEMENT. MOTION CARRIED BY THE FOLLOWING VOTE:

AYES:	COUNCILMEMBERS:	BRAGG, ROSE, KING, JANNEY
NOES:	COUNCILMEMBERS:	NONE
ABSENT:	COUNCILMEMBERS:	MCCOY

ADJOURNMENT

MAYOR JANNEY adjourned the meeting at 8:47 p.m.

James C. Janney, Mayor

Jacqueline M. Hald, CMC
City Clerk